



INSIGHTS

107th Congress

December 3, 2001

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INSIGHTS is prepared expressly for the Department of Energy's Office of Federal Energy Management Programs (FEMP). The purpose of ***INSIGHTS*** is to provide FEMP management staff with timely information on legislative activities relevant to the program. ***INSIGHTS*** is prepared for FEMP by Energetics, Incorporated, (202) 479-2748.

I. WEEKLY SUMMARY

HOUSE

No activities of interest have been scheduled for this week.

SENATE

Senate activities of interest include:

- **FY 2002 Appropriations for Defense** (subcommittee and full committee mark ups)
- **Corporate Average Fuel Economy Standards** (Committee on Commerce, Science, and Transportation hearing)

CONFERENCE COMMITTEES/VOTES

H.R. 2299/S. 1178 (H. Rpt. 107-308) – FY 2002 Appropriations for Transportation and Related Agencies On November 30, the House approved the conference report and the Senate is scheduled to vote on the report on December 3 or 4. The bill includes funding for U.S. Coast Guard shore facilities and clean transportation initiatives at the state and local level; the report is not yet available for review.

CONTINUING RESOLUTION

P.L. 107-70 – (Fifth) Continuing Resolution expires on December 7th. No new legislation has been introduced to extend the period for completion FY 2002 appropriations bills. Five bills remain to be passed by Congress and signed by the President including:

- ***H.R. 3338/S. ____ - FY Appropriations for Defense*** (passed by the House, pending in the Senate)
- ***H.R. 3061/S. 1536 - FY 2002 Appropriations for Labor, Health and Human Services, and Education*** (passed by the House, pending in the Senate)
- ***H. R. 2299/S. 1178 – FY 2002 Appropriations for Transportation*** – (Conference Report, *H. Rpt. 107-308* is pending approval by the House and Senate)

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II. COMMITTEE ACTIVITY

HOUSE

Comments or Action Items

Utility Restructuring The House may begin work on a bill to restructure the utility industry focusing on transmission and supply issues. Subcommittee on Energy and Air Quality chair, Joe Barton (R/TX), reportedly will begin to address such a bill at the subcommittee level sometime within the next two weeks in an effort to move the process along in the House; substantive action is not expected to occur until next year.

SENATE

Comments or Action Items

FY 2002 Defense Appropriations The Senate is scheduled to act on Tuesday, December 3 with a morning mark up at the subcommittee level and an afternoon mark up by the full committee. Senate Democrats want to attach to the bill a proposal addressing Homeland security and infrastructure issues. The proposal would add \$7.5 billion in funding to the \$318 billion Defense bill; the Administration has expressed opposition to the proposal and has indicated the President would veto such a bill. In addition to regular appropriations and the Democrats' proposal, the bill also includes a \$20 billion emergency supplemental.

Comprehensive Energy Legislation Senate Republicans, led by Frank Murkowski (R/AK), Ranking Member of the Committee on Energy and Natural Resources, were expected to attach their bill to legislation moving through the Senate. Republicans are expected to add *H.R. 4 - Securing America's Future Energy Act of 2001* to a bill dealing with railroad retirement; the Republicans, followed by a counter effort by the Democrats, plan to invoke cloture to advance their respective provisions. Democrats continue to oppose the *H.R. 4* because of language permitting exploration and drilling in the Arctic National Wildlife Refuge.

Meanwhile, Senate Democrats, led by Majority Leader Tom Daschle (D/SD) are expected to introduce their version of comprehensive energy legislation this week on the Senate floor, by-passing the committee process. He has said the Senate will vote on the bill early next year.

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STATUS OF FY 2002 APPROPRIATIONS BILLS

(In Billions)

HOUSE

SENATE

<i>Jurisdiction/ FY 2002 Budget Request/Final Funding Level</i>	<i>302(b) Allocations</i>	<i>Bill No.</i>	<i>Full Cmte.</i>	<i>Floor</i>	<i>Conf. Report Passed</i>	<i>302(b) Allocations</i>	<i>Bill No.</i>	<i>Full Cmte.</i>	<i>Floor</i>	<i>Conf. Report Passed</i>
Agriculture \$ 15.409 \$75.794 * P.L. 107-76	\$ 15.519	H.R. 2330	June 13	July 13	Nov. 13	\$ 16.092	S. 1191	July 17	Oct. 25	Nov. 15
Commerce \$ 37.944 \$41.635 P.L. 107-77	\$ 38.541	H.R. 2500	July 13	July 19	Nov. 14	\$38.760	S. 1215	July 19	Sept. 13	Nov. 15
Defense \$300.962	\$300.292	—	Oct. 24	Nov. 28		\$298.568				
Energy and Water Development \$ 2.517 P.L. 107-66 \$25.086	\$ 23.704	H.R. 2311	June 25	June 28	Nov. 1	\$ 25.129	S. 1171	July 12	July 19	Nov. 1
Interior \$ 18,092 P.L. 107-63 \$19,708	\$ 18.941	H.R. 2217	June 13	June 21	Oct. 17	\$ 18.527	H.R. 2217	June 28	July 12	Oct. 17
Labor / HHS \$115.682	\$119.758	H.R. 3061	Oct. 9	Oct. 11		\$119.000	S. 1536	Oct. 11	Nov. 6	
Military Construction \$ 9.650 P.L. 107-64 \$10.5	\$ 10.155	H.R. 2904	Sept. 20	Sept. 21	Oct. 17	\$ 9.649	S. 1460	Sept. 25	Sept. 26	Oct. 18
Transportation \$ 14.891	\$ 14.893	H.R. 2299	June 20	June 26	Nov. 30	\$ 15,579	S. 1178	July 12	August 1	Dec. 3 or 4
Treasury \$ 16.488 P.L. 107-67 \$32.493	\$ 16.880	H.R. 2590	July 17	July 30	Oct. 31	\$ 16.972	S. 1398	July 26	Aug 2	Nov. 1
VA/HUD \$ 83.683 P.L. 107-73 \$112.7	\$ 84.159	H.R. 2620	July 17	July 31	Nov. 8	\$ 84.053	S. 1216	July 19	August 2	Nov. 8

* Total includes discretionary and non-discretionary funding .

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III. NEW LEGISLATION

HOUSE

Number	Short title	Date	Sponsor	Status
H.R. 3352	No Short Title	November 27	Michael Doyle (D/PA) <i>Committee on Energy and Commerce</i>	Referred to the Committee on Ways and Means
	Key Provisions:	Amends the <i>Internal Revenue Code of 1986</i> to clarify the credit for producing fuel from a nonconventional source; extends definitions of qualified fuels and qualified facilities related to coal to include solid synthetic fuels produced from coal and coal waste sludge.		
H.R. 3366	Metropolitan Washington Regional Transportation Act	November 28	James Moran (D/VA) <i>Committee on Appropriations; Subcommittee on Interior and Related Agencies; Subcommittee on Defense</i>	Referred to Committee on Transportation and Infrastructure
	Key Provisions:	To provide a new option to help the metropolitan Washington region more effectively address its transportation needs; empowers the National Capital Region Transportation Planning Board to propose a list of priority transportation projects, propose a regional funding mechanism to fund the projects, promote cooperative action by the metropolitan Washington region jurisdiction on regional transportation issues, and other purposes; establishes the Metropolitan Washington Regional Transportation Corporation, an instrumentality of the National Capital Region Transportation Planning Board, to assist with the implementation of a long-range plan for the metropolitan Washington Region that will reduce traffic congestion, promote economic development, and improve the quality of life in the metropolitan Washington region.		
H.R. 3371	Federal Advisory Committee Transparency Act of 2001	November 28	Henry Waxman (D/CA) <i>Committee on Energy and Commerce; Committee on Government Reform</i>	Referred to Committee on Government Reform
	Key Provisions:	Amends the Federal Advisory Committee Act to establish public disclosure requirements for working groups of advisory committees.		

SENATE

No new bills of interest were introduced during the past week.

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IV. ADMINISTRATION INITIATIVES

Renewable Power Last week, the Departments of Interior and Energy held a conference in which approximately 200 people attended to discuss options for obtaining renewable power from public lands. Participants stressed the importance of expediting or streamlining the process for obtaining permits and leases for work performed on public lands. Participants also urged support for a renewable portfolio standard and continuation of renewable energy tax credits. The conference, which drew an attendance of up to 200 people included the participation of DOE Assistant Secretary David Garman, other Federal officials, and renewable industry groups. The one-day event was held in response to the President's National Energy Policy and *Executive Order 13212 – Actions to Expedite Energy Related Projects* (on Federal lands).

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V. HEARINGS SCHEDULE

HOUSE – APPROPRIATIONS

No hearings, mark ups, or votes on issues of interest have been scheduled.

HOUSE – AUTHORIZATIONS/OVERSIGHT

No hearings, mark ups, or votes on issues of interest have been scheduled.

SENATE – APPROPRIATIONS

Date/Committee	Chair	Hearing Title/Issues	Witnesses	Time/Location
December 4 – Subcommittee on Defense (NEW)	Daniel Inouye (D/HI)	Mark Up – FY 2002 Defense Appropriations	N/A	10:00 a.m. Room 124 Dirksen Office Building
December 4 – Committee on Appropriations (NEW)	Robert Byrd (D/WV)	Mark Up – FY 2002 Defense Appropriations	N/A	3:00 p.m. Room 106 Dirksen Office Building

SENATE – AUTHORIZATIONS/OVERSIGHT

Date/Committee	Chair	Hearing Title/Issues	Witnesses	Time/Location
December 6 – Committee on Commerce, Science, and Transportation (NEW)	Ernest Hollings (D/SC)	Hearing – Corporate Average Fuel Economy Standards	TBA	10:00 a.m. Room 253 Russell Office Building

CONFERENCE COMMITTEE NEGOTIATIONS/FLOOR VOTES

Bill	Date/Time
<i>H.R. 2299/S. 1178 (H. Rpt. 107-308) FY 2002 Appropriations for Transportation and Related Agencies (NEW)</i>	December 3 or 4

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